IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

Shahabuddin, et al.

Serial No.: 09/772,246

Filing Date: January 29, 2001

Group Art Unit: 2151

Examiner: Kennedy, Lesa M.

For:

SYSTEM FOR OPTIMAL RESOURCE ALLOCATION AND PLANNING FOR

HOSTING COMPUTING SERVICES

Commissioner of Patents P.O. BOX 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

Under the provisions of 37 CFR §1.97 through §1.99 and pursuant to applicants' duty of disclosure under 37 CFR §1.56, applicant respectfully brings the following documents, listed on the attached form PTO-1449, to the attention of the Examiner in charge of the above-identified application. Copies of the listed documents are provided herewith for the convenience of the Examiner.

This citation does not constitute an admission that the references are relevant or material to the claims. They are only cited as constituting related art of which the applicant is aware.

Each item contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

It is respectfully requested that the listed references be considered by the Examiner and formally made of record in this application.

The Commissioner is hereby authorized to charge the \$180.00 Information Disclosure Statement fee, any deficiencies in fees and credit any overpayment of fees to Attorney's Deposit Account No. 09-0441.

Respectfully submitted,

Mohammad S. Rahman, Esq.

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Registration No. 43,029

Date: 2 - 16 - 05

McGinn & Gibb, PLLC 2568-A Riva Road, Suite 304 Annapolis, Maryland 21401

(301) 261-8625

Customer No. 29154

Complete if Known

09/772,246

January 29, 2001



INFORMATION DISCLOSURE STATEMENT BY APPLICANT

TAT	EMENT BY	AΡ	PLICANT	First Named Inventor	Shahabuddin, et al.	-
		-		Group Art Unit	2151	
	(use as many sheets	as n	ecessary)	Examiner Name	Kennedy, Lesa M.	
Sheet	1	of	2	Attorney Docket Number	JP920000370US1	

Filing Date

Application Number

	U.S. PATENT DOCUMENTS								
Examiner Initials*	Cite No.1			Name of Patentee or Applicant/Inventor	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear			
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	FOREIGN PATENT DOCUMENTS									
			Foreign Patent Nur	nber		Date of Publication	Pages, Columns, Lines,			
Examiner Initials*	Cite No.1	Office ³	Number	Kind Code ⁵ (if known)	Country	of Cited Document MM-DD-YYYY	Where Relevant Passages or Relevant Figures Appear	T ⁶		
			JP 03-099355		Japan	04/24/1991				
			JP 05-113911		Japan	05/07/1993				
			JP 06-259389		Japan	09/16/1994				
			JP 2001-222438		Japan	08/17/2001	,			
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Examiner	Date	
Signature	 Considered	

^{*} EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.



INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)
Sheet 2 2

Complete if Known					
Application Number	09/772,246				
Filing Date	January 29, 2001	-			
First Named Inventor	Shahabuddin, et al.				
Group Art Unit	2151				
Examiner Name	Kennedy, Lesa M.				
Attorney Docket Number	JP920000370US1				

	OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS							
Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published						
		CS-ND-2001-79-6, Nikkei Internet Technology 2001.1, Nikkei Business Publications, Inc., December 22, 2000, 2 pages						
		CS-NH-2002-2-2, Application Service Provider, mySAP.com, March 1, 2000, 3 pages						
		CS-ND -2220-1395-8, Solaris, SunWorld, Vol. 10, No. 10, October 1, 2000						

Signature Considered	Examiner	Date		
	Signature	Considered		

^{*} EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² Applicant is to place a check mark here if English language Translation is attached.

STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING INFORMATION DISCLOSURE STATEMENT

Docket No. JP920000370US1

In Re Application Of: Shahabuddin, et

Application No.

Filing Date

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Customer No. Group Art Unit | Confirmation No.

09/772,246

January 29, 2001

Kennedy, Lesa M.

29154

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9220

Invention: SYSTEM FOR OPTIMAL RESOURCE ALLOCATION AND PLANNING FOR HOSTING

COMPUTING SERVICES

COMMISSIONER FOR PATENTS:

This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.

Check applicable statement herebelow:

Statement Under 37 CFR 1.97(e)(1)

 □ Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

Statement Under 37 CFR 1.97(e)(2)

 No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

who S. Rhum Signature

Dated: February 16, 2005

Mohammad S. Rahman, Esq. Registration No. 43,029 McGinn & Gibb, PLLC 2568-A Riva Road, Suite 304

Annapolis, MD 21401 (301) 261-8625

Certificate of Mailing by First Class Mail

I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

February 16, 2005

Signature of Person Mailing Correspondence

Mohammad S. Rahman

Typed or Printed Name of Person Mailing Correspondence